



MOUNTAINS RECREATION & CONSERVATION AUTHORITY
Los Angeles River Center & Gardens
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MINUTES
of the
GOVERNING BOARD
of the
MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

October 7, 2015

I. Call to order.

The special meeting of the Governing Board of the Mountains Recreation and Conservation Authority was called to order by Chairperson George Lange, at 1:00 p.m., on October 7, 2015, at the Conejo Recreation and Park District, 403 West Hillcrest Drive, Thousand Oaks, California.

II. Roll Call.

The roll was called and the following members were present: Larry Peterson; Jim Hasenauer; Jerome C. Daniel, Vice Chairperson, and George Lange, Chairperson. A quorum was present.

Staff Present: Joseph T. Edmiston, Executive Officer, FAICP, Hon, ASLA (via teleconference); Rorie Skei, Chief Deputy Executive Officer; Ken Nelson, Chief of Fire Division; Jeff Maloney, Chief Staff Counsel (via teleconference); Fernando Gomez, Chief Ranger; Paul Edelman, Deputy Director of Natural Resources and Planning; Ana Petrlc, Deputy Chief of Urban Projects; Tim Miller, Chief of Construction; Oscar Victoria, Staff Counsel; Gabriella Golik, Project Analyst; Jamie Cabral, Deputy Executive Officer of Interpretation, and James Yeramian, Staff Services Manager.

III. Public Testimony on all agenda items, public comment on matters not on the agenda.

The following members of the public addressed the Authority:

- Terry Gerger, member of the public, on item XVII.
- Tom Merrid, member of the public, on item XVII.
- Alexa Ailse, member of the public, on item XVII.
- Teena Takata, member of the public, on item XXI.
- Rick Denman, member of the public, on matters not on the agenda.

IV. Approval of minutes.

The minutes of September 2, 2015 were submitted for approval.

The minutes of September 2, 2015 were adopted as submitted.

V. Reports from staff.

The Authority received oral reports from the Chief of the Fire Division; Chief Ranger; Deputy Director of Natural Resources and Planning; Deputy Executive Officer of Interpretation; Chief of Special Projects, and Ms. Sheryl Lewanda, Acting Assistant Financial Officer.

VI. Consent Calendar:

- (a) Consideration of resolution adopting the MRCA Warrant Disbursements for the period of August 24, 2015 to September 27, 2015.**
- (b) Consideration of resolution amending local goals and policies and appraisal standards for community facilities districts.**
- (c) Consideration of resolution authorizing acceptance of conservation easement(s) over APN 4380-006-018, approximately 5,000 square feet, on Seabury Lane, Beverly Glen, City of Los Angeles.**
- (d) Consideration of resolution authorizing the expenditure of mitigation funds, and private donation funds, to acquire properties in the Los Angeles River, coastal watersheds of the Santa Monica Mountains, Antelope Valley, and Santa Clara River watersheds, at the Los Angeles County Tax Collector 2015A public auction.**
- (e) Consideration of resolution authorizing the expenditure of Santa Monica Mountains Open Space Preservation Assessment District No.1 (Area B) funds to acquire properties in the Beverly Glen watershed, City of Los Angeles, at the Los Angeles County Tax Collector 2015A public auction.**
- (f) Consideration of resolution authorizing the expenditure of Community Facilities District No.1 funds to acquire properties in the eastern Santa Monica Mountains, City of Los Angeles, at the Los Angeles County Tax Collector 2015A public auction.**

- (g) Consideration of resolution authorizing the expenditure of Community Facilities District No.2 funds to acquire properties in Woodland Hills, Encino, and Tarzana, City of Los Angeles, at the Los Angeles County Tax Collector 2015A public auction.**
- (h) Consideration of resolution authorizing the use of funds from SMM-84-1320 and SMM-84-1165 to acquire parcels in Los Angeles County Chapter 8 Agreement 2718, City of Los Angeles.**
- (i) Consideration of resolution authorizing entering into an agreement with the owner of APNs 4490-010-003 and 4490-010-001 regarding the MRCA conditionally withdrawing opposition to Los Angeles City Planning case no. DIR-2013-3020-DRB-SPP-MSP, and conditionally taking a neutral position toward future improvements on said parcels, in exchange for funding to acquire property in the Big Wild area, City of Los Angeles.**
- (j) Consideration of resolution authorizing acceptance of the offer to dedicate trail easements associated with Coastal Development Permit Nos. 4-92-157 (Lachman), 5-91-331-A (Tarrats), 4-97-113 (Eisenstein), 5-91-331-A (Bill), 5-91-331-A (Wertheim), 5-91-331-A (Ricciardone), 4-98-212 (Enkeboll), 4-99-139 (Weber) and 5-91-436 (Rancho Malibu), incorporated and unincorporated Malibu.**
- (k) Consideration of resolution authorizing augmentation of the contract with MIG, Inc. for design services for the Compton Creek Natural Park at Washington Elementary Phase 2 project.**
- (l) Consideration of resolution authorizing grant applications to the My LA2050 Grants Challenge for Franklin/Ivar Park and Pacoima Wash—El Dorado Park.**

Items VI(c), VI(e), and VI(i) were removed from the Consent Calendar.

On motion of Mr. Daniel, duly seconded Resolution Nos. 15-138; 15-139; 15-141; 15-143; 15-144; 15-145; 15-147; 15-148, and 15-149 were unanimously adopted.

VI(c). Consideration of resolution authorizing acceptance of conservation easement(s) over APN 4380-006-018, approximately 5,000 square feet, on Seabury Lane, Beverly Glen, City of Los Angeles.

Questions were propounded by the Chairperson.

Comments were made by the Deputy Director of Natural Resources and Planning.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-140 was unanimously adopted.

VI(e). Consideration of resolution authorizing the expenditure of Santa Monica Mountains Open Space Preservation Assessment District No.1 (Area B) funds to acquire properties in the Beverly Glen watershed, City of Los Angeles, at the Los Angeles County Tax Collector 2015A public auction.

The staff report for this item was presented by the Chief Staff Counsel.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-142 was adopted as amended.

VI(i). Consideration of resolution authorizing entering into an agreement with the owner of APNs 4490-010-003 and 4490-010-001 regarding the MRCA conditionally withdrawing opposition to Los Angeles City Planning case no. DIR-2013-3020-DRB-SPP-MSP, and conditionally taking a neutral position toward future improvements on said parcels, in exchange for funding to acquire property in the Big Wild area, City of Los Angeles.

Questions were propounded by Mr. Hasenauer.

Comments were made by the Deputy Director of Natural Resources and Planning.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-146 was unanimously adopted.

VII. Public hearing regarding the establishment of Community Facilities District 2015-1 (Sterling West Hills), Dayton Canyon, City of Los Angeles.

Comments were made by Ms. Jeannette Hynson, representing SCI Consulting Group.

The Chairperson commenced the public hearing at 2:13 p.m.

No members of the public addressed the Authority.

The Chairperson closed the public hearing at 2:15 p.m.

VIII. Consideration of resolution to form Community Facilities District 2015-1 (Sterling West Hills), Dayton Canyon, City of Los Angeles.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-150 was unanimously adopted.

IX. Consideration of resolution calling a special tax election for Community Facilities District 2015-1 (Sterling West Hills), Dayton Canyon, City of Los Angeles.

On motion of Mr. Peterson, duly seconded, Resolution No. 15-151 was unanimously adopted.

X. Consideration of resolution declaring results of special tax election, determining validity of prior proceedings, and directing recording of notice of special tax lien for Community Facilities District 2015-1 (Sterling West Hills), Dayton Canyon, City of Los Angeles.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-152 was unanimously adopted.

XI. Consideration of resolution authorizing a grant application to the Santa Monica Mountains Conservancy for Proposition 1 funds for vegetation management.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-153 was unanimously adopted.

XII. Consideration of resolution authorizing a grant application to the Santa Monica Mountains Conservancy for Proposition 84 funds for Tujunga Wash Greenway Infrastructure Improvements project.

The staff report for this item was presented by the Deputy Chief of Urban Projects.

Questions were propounded by Mr. Daniel.

Comments were made by the Deputy Chief of Urban Projects.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-154 was unanimously adopted.

XIII. Consideration of resolution authorizing a grant application to the Santa Monica Mountains Conservancy for Proposition 12 funds for Ramirez Canyon Park building improvements.

Questions were propounded by Mr. Hasenauer.

Comments were made by the Chief Deputy Executive Officer.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-155 was unanimously adopted.

XIV. Consideration of resolution authorizing a grant application to the Santa Monica Mountains Conservancy for Proposition 1 funds for the Caballero Creek Park project.

Comments were made by Mr. Hasenauer.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-156 was unanimously adopted.

XV. Discussion and possible action regarding appointment of at-large member.

The staff report for this item was presented by the Chief Staff Counsel.

Questions were propounded by Mr. Daniel and Mr. Hasenauer.

Comments were made by the Chief Deputy Executive Officer, the Chief Staff Counsel, and Mr. Hasenauer.

The Authority made the decision to agendize the reappointment of Mr. Hasenauer at it's next meeting.

XVI. Consideration of resolution authorizing acceptance of a donation of APNs 2552-001-010 and 2552-002-013, approximately 33 acres, along Big Tujunga Canyon Road, Big Tujunga Canyon watershed, City of Los Angeles.

Questions were propounded by Mr. Daniel.

Comments were made by the Deputy Director of Natural Resources and Planning.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-157 was unanimously adopted.

XVII. Consideration of resolution rejecting all bids for the Franklin/Ivar Park project.

The staff report for this item was presented by the Executive Officer, the Deputy Chief of Urban Projects, and the Chief Deputy Executive Officer.

Questions were propounded by Mr. Hasenauer, the Chairperson, Mr. Peterson, and Mr. Daniel.

Comments were made by the Deputy Chief of Urban Projects.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-158 was unanimously adopted.

XVIII. Consideration of resolution authorizing temporary augmentation of professional legal services contract with Joseph Caves and Associates.

On motion of Mr. Hasenauer, duly seconded, Resolution No. 15-159 was unanimously adopted.

XIX. Consideration of resolution authorizing an amendment to an existing agreement on APN 4467-002-002 to include a reduction in conservation easement area in exchange for a trail easement and monetary compensation.

This item was removed from the agenda.

XX. Consideration of resolution authorizing the acquisition of APN 2064-006-001 (0.27 acre) using Proposition A funding, other public funding, or private funds, City of Agoura Hills. Negotiators: Joseph T. Edmiston and Kenneth Morrison. Under consideration: price and terms. (This matter may be heard in closed session pursuant to Government Code Section 54956.8.)

The staff report for this item was presented by the Deputy Director of Natural Resources and Planning.

On motion of Mr. Daniel, duly seconded, Resolution No. 15-161 was unanimously adopted.

XXI. Consideration of resolution authorizing: (a) conditional support of the proposed Andora Estates project; (b) entering into an agreement with the project applicant; (c) authorizing the acceptance of temporary and revocable conservation easements over portions of APNs 2724-007-002 and 004, up to approximately 66 acres; (d) authorizing the future acceptance of conservation easements and fee simple interests over the same land subject to the temporary easements, and (e) authorizing the future acceptance of easements over additional deed restricted portions and trails of APNs 2724-007-004 up to approximately 13.5 acres, Simi Hills, Chatsworth, City of Los Angeles.

Questions were propounded by Mr. Hasenauer.

Comments were made by the Deputy Director of Natural Resources and Planning.

On motion of Mr. Peterson, duly seconded, Resolution No. 15-162 was unanimously adopted as amended.

XXII. Closed Session.

The Mountains Recreation and Conservation Authority may hold a closed session on the following items pursuant to Government Code §§ 54956.8 and 54956.9 Confidential memoranda related to these items may be considered during such closed session discussions.

Conference with legal counsel. Number of cases: nine (9). (1) *Malibu-Encinal Homeowners Association v. Mountains Recreation and Conservation Authority*, Case No. BC431798; (2) *Morris v. City of Los Angeles, et al.*, Case No. BC448511; (3) *Everett v. Mountains Recreation and Conservation Authority*, Case No. BC466880; (4) *Mountains Recreation and Conservation Authority v. City of Whittier, Los Angeles County Board of Supervisors, Los Angeles County Regional Park and Open Space District, et al.*, Case No. BS136211, and related cases, (5) *Friends of the Hastain Trail, et al. v. Coldwater Investments, et al.*, Case No. BC469573; (6) *Prop "A" Protective Association, LLC v. Mountains Recreation and Conservation Authority, et al.*, Case No. BS 145771 and related cases; (7) *Los Angeles County Regional Park and Open Space District, The Trust for Public Land, et al. v. City of Whittier, Mountains Recreation and Conservation Authority, et al.*, Case No. BS146670 and related cases; (8) *Denman, et al. v. Mountains Recreation and Conservation Authority*, and (9) *LADWP v. Mountains Recreation and Conservation Authority, et al.*, Case No. BC582732.

Pursuant to Government Code section 54956.9(d): conference with legal counsel regarding claim of liability and exposure to litigation. Claimant: David Geffen.

The Chair convened the closed session at 3:08 p.m. and announced that the following items would be discussed: *LADWP v. Mountains Recreation and Conservation Authority, et al.*, Case No. BC582732 and Pursuant to Government Code section 54956.9(d): conference with legal counsel regarding claim of liability and exposure to litigation. Claimant: David Geffen.

The Chair reconvened the open session at 3:21 p.m. and announced that instructions were given to staff regarding the following items: *LADWP v. Mountains Recreation and Conservation Authority, et al.*, Case No. BC582732 and Pursuant to Government Code section 54956.9(d): conference with legal counsel regarding claim of liability and exposure to litigation. Claimant: David Geffen.

XXIII. Announcement of future meetings and adjournment.

The Chairperson announced that the next meeting would be held on November 4, 2015.

There being no further business, the meeting was adjourned at 3:22 p.m.

Respectfully submitted:

Approved:

Joseph T. Edmiston
Executive Officer

George Lange
Chairperson